

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

JOHN STUART,

Defendant.

21-CR-07-LJV-JJM

NOTICE OF MOTION

MOTION BY:

Jeffrey T. Bagley, Assistant Federal Public
Defender

DATE, TIME & PLACE:

Before the Honorable Jeremiah J. McCarthy, United
States Magistrate Court Judge, Robert H. Jackson
United States Courthouse, 2 Niagara Square,
Buffalo, New York, **on the papers submitted.**

SUPPORTING PAPERS:

Affirmation of Assistant Federal Public Defender
Jeffrey T. Bagley, dated June 2, 2022.

RELIEF REQUESTED:

Extension on time to file motion to compel.

DATED:

Buffalo, New York, June 2, 2022.

Respectfully submitted,

/s/ Jeffrey T. Bagley

Jeffrey T. Bagley
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Federal Public Defender's Office
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jeffrey_bagley@fd.org
Counsel for Defendant John Stuart

TO: Laura A. Higgins
Assistant United States Attorney

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AFFIRMATION

JEFFREY T. BAGLEY, affirms under penalty of perjury that:

1. I am an Assistant Federal Public Defender for the Western District of New York and I represent the defendant, John Stuart, in the instant matter.

2. On May 19, 2022, at a status conference before Judge Vilardo, I requested time to file a motion to compel. I requested two weeks to do so. Judge Vilardo granted that request and instructed the defense to file the motion before this court on June 6, 2022. In hindsight, my request was overly optimistic, as the motion requires significant work.

3. Accordingly, I request a 30-day extension of that deadline.

4. I have discussed this request with Assistant United States Attorney Laura A. Higgins, and Ms. Higgins has no objection.

WHEREFORE, it is respectfully requested that the defense's motion to compel deadline be adjourned for 30 days.

DATED: Buffalo, New York, June 2, 2022.

Respectfully submitted,

/s/ Jeffrey T. Bagley

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